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TRANSMITTAL LETTER			Case No.
Serial No.	Filing Date	Examiner	Group Art Unit
09/733,640	December 8, 2000	S. Gollamudi	1602-8
Inventor(s) A.J. McHugh et al.			
Title of Invention CRYSTALLIZABLE / NON-CRYSTALLIZABLE POLYMER COMPOSITES			

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is: Transmittal Letter (in dup.); Second Supplemental Information Disclosure Statement; Form PTO-1449; copies of cited references C1-C6 and return postcard.

- ☐ Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.
- ☐ A verified statement to establish small entity status under 37 CFR §§ 1.9 and 1.27 is enclosed.
- ☐ Petition for a \_\_\_\_\_ month extension of time.
- ☐ No additional fee is required.
- ☐ The fee has been calculated as shown below:

					Small Entity		or	Other Than Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee		Rate	Add'l Fee
Total		Minus			x \$9=			x \$18=	
Indep.		Minus			x 42=			x \$84=	
First Presentation of Multiple Dep. Claim					+\$140=			+ \$280=	
					Total add'l fee	\$		Total add'l fee	\$

- ☐ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$\_\_\_\_\_. A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \$\_\_\_\_\_ to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
- ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Jonathan P. Taylor, Ph.D.  
Registration No. 48,338  
Agent for Applicants

BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, ILLINOIS 60610 - (312) 321-4200

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on August 27, 2002.

Date: 8/27/02      Signature:



# CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope, with sufficient postage, addressed to: Commissioner for Patents, Washington, D.C. 20231, on

August 27, 2002

Date of Deposit

Jonathan P. Taylor, Ph.D., Reg. No. 48,388

Name of Applicant, Assignee or  
Registered Representative

*Jonathan P. Taylor*  
Signature

8/27/02

Date of Signature

RECEIVED  
SEP 03 2002  
TECH CENTER 1600/2900

Our Case No.: 10322/8

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

A.J. McHugh et al.

Serial No.: 09/733,640

Filing Date: December 8, 2000

For: CRYSTALLIZABLE/NON-  
CRYSTALLIZABLE POLYMER  
COMPOSITES

Examiner: S. Gollamudi

Group Art Unit No.: 1616

## SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Second Supplemental Information Disclosure Statement be entered and the documents listed below and on the attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

The references now cited are the following:

#### US PATENT DOCUMENTS

DOCUMENT NUMBER	DATE	NAME
3,880,991	04/29/1975	Yolles
5,385,738	01/31/1995	Yamahira et al.

#### FOREIGN PATENT DOCUMENTS

DOCUMENT NUMBER	DATE	COUNTRY
WO 94/08623	04/28/1994	WIPO
WO 99/26556	06/03/1999	WIPO

#### OTHER ART REFERENCES

Dordunoo, S.K. et al., "Release of taxol poly( $\epsilon$ -caprolactone) pastes: effect of water-soluble additives", <i>Journal of Controlled Release</i> , Vol. 44, 1997, pp 87-94.
✓ Copy of Patent Cooperation Treaty Search Report for corresponding application No. PCT/US01/46742, dated 05/28/2002, 5 pages.

In accordance with 37 C.F.R. § 1.97(g),(h), this Second Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

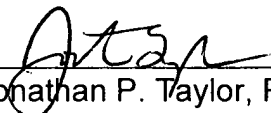
This Second Supplemental Information Disclosure Statement is being filed within three months of receipt of the International Search Report and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with filing of this Second Supplemental Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these material, the Commissioner is hereby authorized to deduct

said fees from Brinks Hofer Gilson & Lione Deposit Account No. 23-1925. A duplicate copy of this document is enclosed.

In accordance with 37 C.F.R. § 1.97(e)(1), Applicants hereby certify that each item of the information disclosed in this Second Supplemental Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to filing of the present statement, as evidenced by the date of the enclosed search report.

Applicants respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,

  
\_\_\_\_\_  
Jonathan P. Taylor, Ph.D.  
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